

JAN. 12. 2004 10:45AM

858 792-6773 FOLEY AND LARDNER

NO. 7225 P. 1

FOLEY & LARDNER
ATTORNEYS AT LAW

11250 EL CAMINO REAL, SUITE 200
SAN DIEGO, CA 92130
P.O. BOX 80278
SAN DIEGO, CALIFORNIA 92138-0278
TELEPHONE: 858.847.6700
FACSIMILE: 858.792.6773
WWW.FOLEYLARDNER.COM

**RECEIVED
CENTRAL FAX CENTER**

JAN 12 2004

OFFICIAL

FACSIMILE TRANSMISSION

Total # of Pages 14 **(including this page)**

TO:	PHONE #:	FAX #:
Art Group 1624 U.S. Patent and Trademark Office		(703) 872-9306

From : Richard San Pietro
Email Address : rsanpietro@foleylaw.com
Sender's Direct Dial : 858.847.6717
Date : January 12, 2004
App. Serial Number : 10/033,001
Client/Matter No : 072827-2002
User ID No : 0079

OFFICIAL

Transmitted herewith for filing in the above patent application are the following. Thank you.

1. Transmittal (2 pages); and
2. Amendment (11 pages).

If there are any problems with this transmission or if you have not received all of the pages, please call (858) 847-6756.

Operator:	Time Sent:	Return Original To: Line S. Gauthier
-----------	------------	---

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

Atty. Dkt. No. 072827-2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ERIC G. DEL MAR ET AL
Title: CALCILYTIC COMPOUNDS
Appl. No.: 10/033,001
Filing Date: 10/19/2001
Examiner: Richard L. Raymond
Art Unit: 1624

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. <u>Line Gauthier</u> (Printer's Name) <u><i>Piero Gauthier</i></u> (Signature) <u>January 12, 2004</u> (Date of Deposit)
--

AMENDMENT TRANSMITTAL

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

☒ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	20	-	34	=	0	x	\$18.00	=	\$0.00
Independents:	2	-	3	=	0	x	\$86.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$290.00	=	\$0.00
							0		
CLAIMS FEE TOTAL									= \$0.00

Atty. Dkt. No. 072827-2002

- [X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X] Extension for response filed within the third month:	\$950.00	\$950.00
	EXTENSION FEE TOTAL:	\$950.00
	CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:	\$950.00
[X]	Small Entity Fees Apply (subtract ½ of above):	\$475.00
	TOTAL FEE:	\$475.00

- [X] Please charge Deposit Account No. 50-0872 in the amount of \$475.00. A duplicate copy of this transmittal is enclosed.

- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date Jan. 12, 2004

Richard J. Warburg
FOLEY & LARDNER

Customer Number: 33588

Telephone: (858) 847-6717

Facsimile: (858) 792-6773

Respectfully submitted,

By

Richard San Pietro
Richard San Pietro
Attorney for Applicant
Registration No. 45,071